APR 2 0 2005

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Todd M. Martin

Art Unit 3764/Examiner D. DeMille

Firm: U.S. Patent & Trademark Office

Phone No.: 310-286-9800

Fax No.: 703-872-9306

No. of Pages (including this): 80

Subject: U.S. Patent Application No. 08/354,450

Date:

Gary K. Michelson

April 20, 2005

Filed: December 12, 1994

DEVICE FOR ARTHROSCOPIC MENISCAL

REPAIR

Attorney Docket No. 101.0023-04000

Customer No. 22882 Confirmation No.: 3041 Confirmation Copy to Follow: NO

### Message:

#### CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Transmittal Form (in duplicate; \$1,330.00 total amount to cover the \$1,080 five-month extension fee and \$250 Appeal Brief fee is to be charged to Deposit Account No. 50-1066) and Appeal Brief with Claims Appendix, Evidence Appendix, and Exhibits A-F are being facsimile transmitted to the U.S. Patent and Trademark Office on April 20, 2005.

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PATENT Attorney Docket No. 101.0023-04000 Customer No. 22882

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gary K. Michelson

Serial No: 08/354,450 Filed: December 12, 1994

For: DEVICE FOR ARTHROSCOPIC

MENISCAL REPAIR

Confirmation No.: 3041

Art Unit: 3764

Examiner: D. DeMille

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APR 2 0 2005

Mail Stop Appeal Brief--Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Appeal Brief in the above-identified application.

Applicant claims small entity status under 37 C.F.R. §§ 1.9 and 1.27.

No additional fee is required.

Applicant hereby requests a five-month extension of time to further respond to the Notice of Appeal filed September 20, 2004.

The total amount of \$1,330.00 (to cover the \$1,080 five-month extension of time fee and \$250 Appeal Brief fee) is to be charged to Deposit Account No. 50-1066.

The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1066. A copy of this sheet is enclosed.

Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims

Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,
MARTIN & FERRAFO, LLP

Date: April 20, 2005

Todd M. Martin

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PATENT Attorney Docket No. 101.0023-04000

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